

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

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DAVID ZAMOS,

Plaintiff,

v.

MCNEIL-PPC, INC. a division of JOHNSON  
& JOHNSON, and JOHNSON & JOHNSON  
CONSUMER INC.,

Defendants.

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CIVIL ACTION

No. 16-5038

**ORDER**

**AND NOW**, this 5th day of January, 2017, upon consideration of Defendants, Johnson and Johnson Consumer Inc. and McNeil-PPC, Inc.’s Motion to Dismiss pursuant to Federal Rule of Civil Procedure 12(b)(6) (Doc. No. 4), Plaintiff, David Zamos’ (“Plaintiff”) Response in Opposition thereto, and Defendants’ Reply, it is hereby **ORDERED** that the Motion is **GRANTED**. Plaintiff’s Complaint is hereby **DISMISSED WITH PREJUDICE**.

BY THE COURT:

/s/ Robert F. Kelly  
ROBERT F. KELLY  
SENIOR JUDGE